

2006/2/8/429/9001

Terms and conditions of service of State Government servants who take up military service during the present emergency.

GOVERNMENT OF MAHARASHTRA.  
General Administration Department.  
Resolution No. RTA-1062-V.  
Sachivalaya, Bombay, 2nd February 1963.

RESOLUTION OF GOVERNMENT.

The terms of service of Government servants who join military service are set out below:-

I. Lien of Government servants:

(i) Permanent Government servants who go on deputation to military service should be allowed to retain liens on their posts during the period of their absence on military service to enable them to return to their posts on release from military service.

They should also be allowed the benefit of the "next below rule" when occasion arises as though they were on deputation to another Department of the State Government.

(ii) Temporary Government servants who are permitted to join military service will not be treated as on deputation. They will, however, be allowed to return to the posts they held before joining military service if they apply, and if those posts are still in existence when they are released from military service.

II. Pay:

Permanent Government servants who are permitted to join military service during the present emergency should be entitled to draw during military service the rates of pay and allowances admissible to them from time to time if they had not proceeded on military service, or the military rates of pay and allowances, whichever are higher. In the case of Government servants who join military service as Junior Commissioned Officers/other ranks, the rates of pay and allowances admissible to them from time to time (i.e. prior to their joining military service) should however be reduced by Rs.25/- per month on account of free rations.

When the civil rates of pay and allowances admissible to Government servants concerned are higher, the difference between such rates and the military rates should be paid by the Ministry of Defence and the debit thereof should subsequently be raised against the State Government.

Pending further orders, the temporary Government servants who are permitted to join military service should be entitled to draw during military service only the military rates of pay and allowances.

III. Leave facilities:

(i) Permanent Government servants who go on deputation to military service should be allowed to earn leave during the military service according to the Civil Leave Rules, applicable to them before their deputation to military service. The leave actually taken by such persons while in the military service should be debited to their leave accounts. Any excess consumption of leave during military service should be condoned, but if the leave taken during military service is less than the leave earned during the military service according to the leave rules applicable to them, the balance should be credited to their leave accounts.

(ii) Temporary Government servants who are permitted to take up military service should be governed by the military leave rules in all respects;

(iii) In all such cases, leave salary should be borne by the defence authorities. No leave salary contributions will be payable to the Civil Departments by the Ministry of Defence.

IV. Medical facilities for families of Government servants who join military service:

The families of Government servants (permanent and temporary) who go on deputation to the Government of India for military service or are permitted to take up military service during the present emergency should be entitled to the medical facilities admissible to them before military service.

V. Provident Fund Facilities:

(i) Permanent Government servants who go on deputation to military service should be allowed to retain their right or liability of subscribing, in accordance with the rules of the Fund concerned, to any Provident Fund of which they are members.

(ii) Temporary Government servants who are permitted to join military service should have the option to continue to subscribe to the Provident Fund of which they are members.

2. These orders should not apply to persons on the work-charged establishment. They should however apply to all Government servants (excluding those on the work-charged establishment) who have already proceeded to take up military service.

3. These orders issue in consultation with the Finance Department (un-official reference No.353/Dir.29-V, dated the 15th January, 1963).

4. All Departments of the Secretariat should consider the question of issuing similar orders in respect of local bodies/corporations/boards under them.

5. The term "military service" means service involving liability to the Indian Army Act, the Indian Air Force Act or the Indian Navy Act.

By order and in the name of the Governor of Maharashtra,

N.T. MONE,  
Chief Secretary to Government.

To

The Secretary to the Governor,  
The Private Secretary to the Chief Minister,  
The Personal Assistants to all Ministers and Deputy Ministers,  
\*The Prothonotary and Senior Master, High Court, Bombay,  
\*The Registrar, High Court (Appellate Side), Bombay,  
\*The Secretary to the Government of India, Ministry of Home Affairs, New Delhi,  
\*The Secretary to the Government of India, Ministry of Defence, New Delhi,  
All Heads of Departments and Heads of Offices under the several Departments of the Secretariat,  
All Departments of the Secretariat,  
The Accountant General, Maharashtra, Bombay,  
The Senior Deputy Accountant General, Nagpur,  
The Pay and Accounts Officer, Bombay,  
The Assistant Audit Officer, Bombay.

\*By letter.

No.

of 1963.

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